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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 PHAY ANOUSAYA,

No. CIV S-05-0301-GEB-CMK

12 Plaintiff,

13 vs.

ORDER TO SHOW CAUSE

14 JO ANNE B. BARNHART,  
15 Commissioner of Social Security,


16 Defendant.  
17 \_\_\_\_\_/

18 Plaintiff, who is proceeding with retained counsel, brings this action for judicial  
19 review of a final decision of the Commissioner of Social Security pursuant to 42 U.S.C. § 405(g).  
20 On May 9, 2005, the court issued an order granting plaintiff's motion for leave to proceed in  
21 forma pauperis. That order required plaintiff to submit documents to the United States Marshal  
22 incident to service of the complaint, and also required plaintiff to file in this court proof of such  
23 submission of documents within 15 days of the date of the order. To date, plaintiff has failed to  
24 file proof of submission of documents to the United States Marshal, as required by the May 9,  
25 2005, order.

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1 Accordingly, IT IS HEREBY ORDERED that plaintiff shall show cause in  
2 writing, within 30 days of the date of service of this order, why this action should not be  
3 dismissed for lack of prosecution and failure to comply with rules and court order. See Local  
4 Rule 11-110.

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6 DATED: October 17, 2005.

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9 **CRAIG M. KELLISON**  
UNITED STATES MAGISTRATE JUDGE